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Counsel for Petitioners

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

VALERIA HERMOSILLO CHAVEZ,
ERIK ESPARZA, JAMAR SMITH, and
ANTHONY SIMONEAU, and 7,267 OTHER
INDIVIDUALS,

Petitioners,

v.

UBER TECHNOLOGIES, INC. AND UBER
USA, LLC

Respondents.

No. 3:21-cv-09577 (RS)

**ORDER JOINT STIPULATION
REGARDING WAIVER OF SERVICE
OF SUMMONS, EXTENSION OF
RESPONDENTS' TIME TO RESPOND
TO PETITION PURSUANT TO LOCAL
CIVIL RULE 6-1(a), AND
RESCHEDULING OF INITIAL CASE
MANAGEMENT CONFERENCE AND
ADR DEADLINES**

Action filed: December 10, 2021

JENNER & BLOCK LLP
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1 Petitioners Valeria Hermosillo Chavez, Erik Esparza, Jamar Smith, and Anthony
2 Simoneau, and 7,267 other individuals (collectively, “Petitioners”) and Uber Technologies, Inc.,
3 and Uber USA, LLC (collectively, “Respondents”) hereby stipulate and agree as follows:

4 WHEREAS, on December 10, 2021, Petitioners filed a Petition for an Order Compelling
5 Arbitration (“Petition”) against Respondents;

6 WHEREAS, on January 5, 2022, Petitioners filed a Motion to Compel Arbitration, to
7 Stay Parallel Proceedings, and for Other Relief (“Motion”) against Respondents with a hearing
8 date of March 10, 2022 at 1:30 p.m.;

9 WHEREAS, on January 5, 2022, pursuant to Rule 4 of the Federal Rules of Civil
10 Procedure, Petitioners sent Respondents a request to waive service of a summons and the
11 Petition;

12 WHEREAS, on January 5, 2022, Respondents agreed to waive service of a summons and
13 the Petition, while expressly reserving the right to assert any and all defenses, including to
14 jurisdiction and venue, in exchange for an agreed-upon schedule for Petitioners’ Motion and
15 Respondents’ response to the Petition;

16 WHEREAS, Petitioners and Respondents have agreed that Respondents shall have until
17 January 31, 2022 to oppose the Motion and respond to the Petition;

18 WHEREAS, Petitioners and Respondents have agreed that Petitioners shall have until
19 February 14, 2022 to file a reply in support of the Motion and to oppose Respondents’ response
20 to the Petition;

21 WHEREAS, Petitioners and Respondents have agreed that Respondents shall have until
22 February 28, 2022 to file a reply in support of their response to the Petition;

23 WHEREAS, this Court has set an Initial Case Management Conference for March 10,
24 2022, 10:00 a.m., and the parties agree that the interests of judicial efficiency and conservation
25 of the parties’ and the Court’s resources would be best served by continuing the date of the
26 Initial Case Management Conference until a date after the hearing on Petitioners’ Motion, which
27 is set for March 10, 2022, and after the Court rules on Petitioners’ Motion and Respondents’
28

response to the Petition, and by continuing the deadline for the parties to file their ADR
Certifications until 21 days in advance of the rescheduled Case Management Conference;

WHEREAS, there have been no previous extensions in this case;

THEREFORE, pursuant to Local Civil Rule 6-1(a), Petitioners and Respondents, by and
through their respective counsel, stipulate and agree that Respondents shall have until January
31, 2022 to oppose the Motion and respond to the Petition; Petitioners shall have until February
14, 2022 to file a reply in support of the Motion and to oppose Respondents' response to the
Petition; and Respondents shall have until February 28, 2022 to file a reply in support of their
response to the Petition;

The parties also hereby request that the Court reschedule the Initial Case Management
Conference originally set for March 10, 2022, at 10:00 a.m., to a date after the hearing on
Petitioners' Motion and after the Court rules on Petitioners' Motion and Respondents' response
to the Petition, and that the Court continue the deadline for the parties to file their ADR
Certifications until 21 days in advance of the rescheduled Case Management Conference.

IT IS SO STIPULATED.

Dated: January 13, 2022

JENNER & BLOCK LLP

By: /s/ Laurie Edelstein

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FILER'S ATTESTATION

Pursuant to Local Rule 5-1(i)(3), I attest that concurrence in the filing of this document has been obtained from each of the other signatories shown above and that all signatories have authorized placement of their electronic signatures on this document.

By: /s/ Laurie Edelstein

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Counsel for Petitioners

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

VALERIA HERMOSILLO CHAVEZ,
ERIK ESPARZA, JAMAR SMITH, and
ANTHONY SIMONEAU, and 7,267 OTHER
INDIVIDUALS,

Petitioners,

v.

UBER TECHNOLOGIES, INC. AND UBER
USA, LLC

Respondents.

No. 3:21-cv-09577 (RS)

**ORDER GRANTING
STIPULATED REQUEST TO
RESCHEDULE INITIAL CASE
MANAGEMENT CONFERENCE
AND ADR DEADLINES**

Action Filed: December 10, 2021

1 WHEREAS, Petitioners Valeria Hermosillo Chavez, Erik Esparza, Jamar Smith, and
2 Anthony Simoneau, and 7,267 other individuals (collectively, “Petitioners”) filed a Petition for
3 an Order Compelling Arbitration (“Petition”) against Respondents Uber Technologies, Inc., and
4 Uber USA, LLC (collectively, “Respondents”) on December 10, 2021;

5 WHEREAS, on January 5, 2022, Petitioners filed a Motion to Compel Arbitration, to
6 Stay Parallel Proceedings, and for Other Relief (“Motion”) against Respondents that is set for
7 hearing on March 10, 2022;

8 WHEREAS, Petitioners and Respondents agreed that Respondents shall have until
9 January 31, 2022 to oppose the Motion and respond to the Petition;

10 WHEREAS, Petitioners and Respondents agreed that Petitioners shall have until
11 February 14, 2022 to file a reply in support of the Motion and to oppose Respondents’ response
12 to the Petition;

13 WHEREAS, Petitioners and Respondents have agreed Respondents shall have until
14 February 28, 2022 to file a reply in support of their response to the Petition;


15 WHEREAS, this Court has set an Initial Case Management Conference for March 10,
16 2022, and the parties agree that in the interests of judicial efficiency and conservation of the
17 parties’ and the Court’s resources would be best served by continuing the date of the Initial Case
18 Management Conference until a date after the hearing on Petitioners’ Motion, which is set for
19 March 10, 2022, and after the Court rules on Petitioners’ Motion and Respondents’ response to
20 the Petition, and by continuing the deadline for the parties to file their ADR Certifications until
21 21 days in advance of the rescheduled Case Management Conference.

22 WHEREAS, there have been no previous extensions in this case;

23 THEREFORE, good cause having been shown, IT IS HEREBY ORDERED that the
24 Initial Case Management Conference originally set for March 10, 2022, 10:00 a.m. is
25 rescheduled to April 7, 2022, a date after this Court rules on the Petitioners’ Motion and
26 Respondents’ response to the Petition, and the deadline for the parties to file their ADR
27 Certifications is continued until 21 days in advance of the rescheduled Case Management
28 Conference.

1 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

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3 Dated: January 13, 2022

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5 _____
6 The Honorable Richard G. Seeborg
7 United States District Court Judge

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